

## Message Text

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17  
ORIGIN L-03

INFO OCT-01 EUR-25 NEA-10 ISO-00 PM-07 NSC-07 SP-03 SS-20

RSC-01 AID-20 OC-06 CCO-00 OCL-00 IO-14 CIAE-00

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NEA - MR. ATHERTON

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R 102215Z APR 74

FM SECSTATE WASHDC

TO AMEMBASSY NICOSIA

INFO AMEMBASSY CAIRO

AMEMBASSY LONDON

SECDEF

USCINCEUR

CINCUSAFE

CINCUSNAVEUR

C O N F I D E N T I A L STATE 072996

E.O. 11652:XGDS-1

TAGS: PFOR, EG, CY, UK, US

SUBJECT: NIMBUS STAR: STATUS OF FORCES IN CYPRUS

REFS: (A) NICOSIA 591; (B) NICOSIA 573; (C) NICOSIA 805,

MAY 18, 1971

1. APPRECIATE POINTS RAISED PARA 2 REF (A).

2. NO EXEMPTION FROM IMPORT DUTIES IN TERRITORY OF CYPRUS  
IS NECESSARY OR INTENDED FOR US MILITARY PERSONNEL PRESENT  
ON ACCOUNT OF NIMBUS STAR OPERATION.

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3. AS TO LEGAL IMMUNITIES, THE VIENNA CONVENTION ACCORDS TECHNICAL AND ADMINISTRATIVE STAFFS IMMUNITY FROM CRIMINAL JURISDICTION GENERALLY AND FROM CIVIL AND ADMINISTRATIVE JURISDICTION IN CONNECTION WITH ACTS PERFORMED IN THE COURSE OF THEIR DUTIES. THIS WILL BE SUFFICIENT FOR PURPOSES OF THIS OPERATION.

4. CONSISTENT WITH PAST PRACTICE, A LIBERAL WAIVER POLICY FOR OFF-DUTY CRIMINAL ACTS WOULD BE ADOPTED. IN THIS REGARD SEE REF (C). IN ADDITION, THE FOREIGN CLAIMS ACT WOULD BE USED TO COMPENSATE CYPRIOTS FOR DAMAGES CAUSED BY OUR MILITARY PERSONNEL.

5. ACCORDINGLY, EMBASSY REQUESTED APPROACH FOREIGN MINISTRY SEEKING AGREEMENT THAT U.S. MILITARY PERSONNEL (E.G., C-5 AND RH-53D AIR CREWS AND SUPPORT PERSONNEL AS WELL AS MARINES) WILL BE CONSIDERED ADMINISTRATIVE AND TECHNICAL STAFF FOR PURPOSES OF ACCORDING THEM THE SAME CIVIL AND CRIMINAL JURISDICTIONAL STATUS IN THE TERRITORY OF CYPRUS AS IS ACCORDED OTHER U.S. PERSONNEL UNDER THE 1968 AGREEMENT.

6. FOLLOWING YOUR INFORMAL APPROACH, CONFIRMING NOTE ALONG FOLLOWING LINES SHOULD BE DELIVERED: QUOTE....AND REFERS TO RECENT DISCUSSIONS BETWEEN REPRESENTATIVES OF OUR GOVERNMENTS CONCERNING THE STATUS TO BE ACCORDED UNITED STATES MILITARY PERSONNEL WHO WILL BE UTILIZING THE AKROTIRI SOVEREIGN BASE AREA. SUCH UTILIZATION IS TO BE INCIDENT TO MINESWEEPING OPERATIONS OF THE SUEZ CANAL BY THE UNITED STATES AND THE UNITED KINGDOM. ON THE BASIS OF OUR DISCUSSIONS IT IS THE UNDERSTANDING OF THE GOVERNMENT OF THE UNITED STATES OF AMERICA THAT THE GOVERNMENT OF CYPRUS WILL ACCORD SUCH PERSONNEL THE SAME CIVIL AND CRIMINAL JURISDICTIONAL STATUS IN THE REPUBLIC OF CYPRUS AS IS PRESENTLY ACCORDED OTHER UNITED STATES PERSONNEL UNDER THE EXCHANGE OF LETTERS BETWEEN REPRESENTATIVES OF OUR GOVERNMENTS DATED JANUARY 22, 1968. (PARAGRAPH) IF THIS IS IN ACCORDANCE WITH YOUR UNDERSTANDING, I WOULD APPRECIATE YOUR REPLY TO THAT EFFECT. END QUOTE.

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7. THE 1968 AGREEMENT WAS IN THE FORM OF AN EXCHANGE OF LETTERS BETWEEN THE AMBASSADOR AND THE MINISTER OF FINANCE. IF EMBASSY PREFERS, THAT FORM MAY BE USED IN THIS CASE, BUT IT SHOULD BE AT THE MINISTER LEVEL - E.G., FINANCE OR FOREIGN MINISTER.

8. REF A, PARA 4 RECOMMENDATION WILL BE IMPLEMENTED.

9. REF A, PARA 5: DEPT AND DOD CONCUR. KISSINGER

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## Message Attributes

**Automatic Decaptoning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** MILITARY PERSONNEL, EXPLOSIVES, NIMBUS STAR OPERATION, INTERNATIONAL CANALS, PERSONNEL ASSIGNMENTS, TAXES, MILITARY AGREEMENTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 10 APR 1974  
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**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** golinofr  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Document Source:** CORE  
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**Drafter:** ATBROWN:LHS  
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**Executive Order:** X1  
**Errors:** N/A  
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**Office:** ORIGIN L  
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**Review Content Flags:**  
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**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** NIMBUS STAR: STATUS OF FORCES IN CYPRUS  
**TAGS:** PFOR, EG, UK, US, CY  
**To:** NICOSIA  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005